

FISCAL NOTE

HB 3294 - SB 3283

March 19, 2004

SUMMARY OF BILL: Allows a nursing home patient or the patient's authorized representative to place video or audio monitoring equipment in the patient's room. Recordings are not admissible in any civil or tort action. The Department of Health is required to develop rules to implement the bill. The patient or the patient's representative is responsible for all costs of the monitoring equipment. The department may impose sanctions on any nursing home that does not comply with the patient's request to install monitoring equipment. Anyone who tampers with or destroys equipment commits a class B misdemeanor.

ESTIMATED FISCAL IMPACT:

**Increase State Expenditures - \$73,000 recurring
\$6,300 One-Time**

Increase Local Govt. Expenditures - Not Significant

Assumes the Department of Health will require one position and related expenses to implement the provisions of the bill. The bill has no impact on the TennCare program.

Local government impact depends upon the number of persons convicted of this offense and the resulting increased cost to local governments to confine such persons versus the increased revenues to local governments from fines levied and collected under the provisions of this bill.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White".

James W. White, Executive Director

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